

IN THE UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF ARKANSAS
FORT SMITH DIVISION

AUDRY L. COST, Executor of
the Estate of Norva Lee Cost,
Deceased

PLAINTIFF

v. Civil No. 04-2236

THE KANSAS CITY SOUTHERN
RAILWAY COMPANY

DEFENDANT

O R D E R

Now on this 6th day of September, 2005, comes on for
consideration the above-styled case.

IT APPEARING to the Court that the matter has been
settled, counsel for all parties having so advised the Court,
it is ORDERED that the case be, and it is hereby, dismissed
with prejudice, subject to the terms of the settlement
agreement.

If any party desires to make the terms of the settlement
a part of the record herein, those terms should be reduced to
writing and filed with the Court within thirty days from the
file date of this Order.

The Court retains jurisdiction to vacate this Order and
to reopen the action upon cause shown that settlement has not
been completed and that a party wishes this Court to enforce
the settlement agreement specifically.

IT IS SO ORDERED.

/s/ Jimm Larry Hendren
JIMM LARRY HENDREN
UNITED STATES DISTRICT JUDGE